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*Admitted only in Maryland *Admitted only in Virginia *Practice Limited to Federal Agencies

October 31, 2003

WRITER'S DIRECT NUMBER: (202) 772-8637 INTERNET ADDRESS: KARENM@SKGF.COM

BOX AF

Mail Ston A

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TECH CENTER 1600/2900

Re: U.S. Utility Patent Application

Appl. No. 09/617,116; Filed: July 14, 2000

For: Folylpolyglutamyl Synthetase Gene Transfer to Enhance Antifolate

Drug Sensitivity

Inventors: Aghi et al.

Our Ref: 0609.4830001/JAG/KRM

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Fee Transmittal Form (PTO/SB/17);
- 2. Petition for Extension of Time Under 37 C.F.R. § 1.136(a)(1);
- 3. Amendment and Reply Under 37 C.F.R. § 1.116 along with Exhibit A;
- 4. Form PTO-2038 Credit Card Payment Form in the amount of \$55.00 to cover the Extension of Time fee; and
- 5. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Sterne, Kessler, Goldstein & Fox PLLC. : 1100 New York Avenue, NW : Washington, DC 20005 : 202.371.2600 f 202.371.2540 : www.skgf.com

Commissioner for Patents October 31, 2003 Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Karen R. Madrowicz Karen R. Markowicz Agent for Applicants

Registration No. 36,351

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KRM/pcd **Enclosures**

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Under the Paperwork Reduction Act of 1995, no	persons	are requir	red to re	espond to	i Approved for use through 07/31/2006. Patent and Trademark Office: U.S. DEPARTMEN o a collection of information unless it displays a valid Ob	OF COMMERC	
by on	Complete if Known						
FEE TRANSMITTAL		Application Number			09/617,116	RECE	
for FY 2004		Filing Date			July 14, 2000	July 14, 2000	
Effective 10/01/2003. Patent fees are subject to annual revision.	First Named Inventor			ventor	Aghi et al.	NOVA	
Applicant claims small entity status. See 37 CFR 1.27		Examiner Name			Nguyen, Q.	Nguyen, Q.	
TOTAL AMOUNT OF PAYMENT (\$)55.00	Art Unit				1636 ECH (ENTER	
TOTAL AMOUNT OF PATHICITY (\$)35.00		Attorney Docket No.		et No.	0609.4830001/JAG/KRM	ראשויים	
METHOD OF PAYMENT (check all that apply)				F	EE CALCULATION (continued)		
Check Credit card Money Order Other** None Charge any deficiencies or credit any overpayments in the fees or fee alculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.		Entity Fee Fee	Sm	all Ent	ilty Fee Description	Fee Paid	
Deposit Account Deposit Account Number 19-0036	Code	(\$) Co			100000000000000000000000000000000000000		
Deposit Account Name: Sterne, Kessler, Goldstein & Fox P.L.L.C.	1051	130	2051	65	Surcharge - late filing fee or oath		
he Commissioner is authorized to: (check all that apply)	1502	50	2052	25	Surcharge-late provisional filing fee or cover sheet		
Charge fee(s) indicated below 🛛 Credit any over payments	1053	130	1053	130	Non-English specification		
Charge any additional fee(s) during the pendency of this pplication	1812				For filing a request for ex parte reexamination		
Charge fee(s) indicated below, except for the filing fee to the	1804	920*		920*	Requesting publication of SIR prior to Examin action	er	
bove-identified deposit account.	1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner		

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BASIC FILING FEE Large Entity Small Entity Fee Pald Fee Description Utility filing fee 1001 770 2001 385 1002 340 2002 170 Design filing fee 1003 265 530 2003 Plant filing fee 1004 770 2004 385 Reissue filing fee 2005 Provisional filing fee 1105 160 80 SUBTOTAL (1) (\$) **EXTRA CLAIM FEES FOR UTILITY AND REISSUE** Fee from Extra Fee Paid below

FEE CALCULATION

Large Entity Small Fee Fee Fee Entity Fee Description Fee Code (\$) Code (\$) 1202 18 2202 9 Claims in excess of 20 1201 86 2201 43 Independent claims in excess of 3 1203 290 2203 145 Multiple dependent claim, if not paid 1204 86 2204 43 **Reissue independent claims over original patent 1205 18 2205 9 **Reissue claims in excess of 20 and over original patent

- 20** =

Total Claims

Indep. Claims

SUBMITTED BY

Multiple Dependent

SUBTOTAL (2) or number previously paid, if greater; For Reissue, see above

1051	130	2051	65	Surcharge - late filling fee or oath
1502	50	2052	25	Surcharge-late provisional filing fee or coversheet
1053	130	1053	130	Non-English specification
1812	2,520	1812	2,520	For filing a request for ex parte reexamination
1804	920*	1804	920*	Requesting publication of SIR prior to Example action
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examin action
1251	110	2251	55	Extension for reply within first month
1252	420	2252	210	Extension for reply within second month
1253	950	2253	475	Extension for reply within third month
1254	1,480	2254	740	Extension for reply within fourth month

1451 1,510 451 1,510 Petition to institute a public use proceeding 1452 110 2452 55 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unintentional 1501 1,330 2501 665 Utility issue fee (or reissue) 1502 480 2502 240 Design issue fee 1503 640 2503 320 Plant issue fee 1460 130 1460 Petitions to the Commissioner 130

Processing fee under 37 CFR 1.17(q)

1,005 Extension for reply within fifth month

Request for oral hearing

Filing a brief in support of an appeal

Notice of Appeal

1806 180 1806 180 Submission of Information Disclosure Stmt 8021 40 8021 40 Recording each patent assignment per property (times number of properties) Filing a submission after final rejection (37 CFR 1.129(a)) 1809 770 2809 385 For each additional invention to be examined (37 CFR 1.129(b)) 1810 770 2810 385 1801 770 2801 Request for Continued Examination (RCE) 385 1802 900 1802 900 Request for expedited examination of a design application Other fee (specify)

* Reduced by Basic Filing Fee Paid	SUBTOTAL (3)	(\$)55.00

Complete (if applicable) Registration No. Name (Print/Type) Karen R. Markowicz 36,351 Telephone 202-371-2600 (Attorney/Agent) Signature Date

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450.

By on need assistance in completing the form call 1.800.PTO.0109 (1 900.786.0100) and the form call 1.800.PTO.0109 (1 900.786.0100).